

Substitut for FORM PTO-1449			Att mey D cket Number 101.0092-01000		Customer No. 22882	
INFORMATION DISCLOSURE CITATION IN AN APPLICATION			Applicant Gary K. Michelson, M.D.		Application Numb r (Div. of 09/772,309)	
(Use several sheets if necessary) Sheet <u>1</u> of <u>3</u>			Filing Date September 23, 2003		Group Art Unit (3738) Examiner (T. Barrett)	
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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*Yon Barrett* 6/25/04

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	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION (YES/NO)
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	2 717 068	09/1995	France			Yes
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	WO 00/66045	11/2000	WIPO			N/A
	WO 00/74605	12/2000	WIPO			Abstract Only
	WO 00/78253	12/2000	WIPO			N/A
	OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)					
13	European Search Report for Application EP 01 91 0418, dated April 17, 2003.					
EXAMINER <u>Therese Smith</u> DATE CONSIDERED <u>6/25/04</u>						
EXAMINER. Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						


Applicant also brings to the Examiner's attention the following U.S. co-pending applications of Applicant; the claims and drawings of which are attached hereto:

NOT FOR PUBLICATION			
Examiner Initial	Application Number	Filing/Issue Date	Publication/ Patent No.
IB	10/008,305	06NOV2001	2002/0072801
↓	10/258,198	05FEB2001	WO01/56513
↓	10/281,941	28OCT2002	2003/0050701
IB	10/335,286	31DEC2002	2003/0100949

Applicant respectfully requests that the Examiner consider the documents listed above, indicate that they were considered by making appropriate notations in the appropriate column, and return a copy of this sheet to the Applicant.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

 6/25/04